| UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK | | |
|---|-------------|---------------------------|
| MOSES SHERMAN and LEOLA SHERMAN, | X : : | Case No. 07 CV 6433 (RIS) |
| Plaintiffs, | : | |
| - against - | : | |
| A.J. PEGNO CONSTRUCTION CORP., et al, | : | |
| Defendants. | : : | |
| STATE OF NEW YORK) | X | |
| : ss. COUNTY OF NEW YORK) | | |

BARBARA PARENTE, being duly sworn, deposes and says: deponent is not a party to the action, is over 18 years of age and resides in Staten Island, New York.

On September 26, 2007, deponent caused the attached PLAINTIFFS' NOTICE OF MOTION TO REMAND, PLAINTIFFS' AFFIRMATION IN SUPPORT OF THEIR MOTION TO REMAND, and PLAINTIFFS' MEMORANDUM OF LAW IN SUPPORT OF THEIR MOTION TO REMAND, to be served upon:

SEE ATTACHED RIDER

in this action, at the addresses designated by said attorneys for that purpose via FEDERAL EXPRESS for next business day delivery on September 27, 2007.

BARBARA PAR

Sworn to before me this 26th day of September,

Notary Public

RICHARD CABO JR Notary Public, State of New York No. 01CA6065452 Qualified in Kings County Commission Expires 10/22/2009

Moses Sherman Service Rider

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